



## **MINUTES**

### **CODE COMPLIANCE MEETING**

**640 NE 114th Street, Biscayne Park, FL 33161**

**MONDAY, APRIL 9, 2018 AT 7:00PM**

### **CODE COMPLIANCE BOARD**

*Gary Kuhl, Chairman*

**Janey Anderson**

**Dale Blanton**

**Linda Dillon**

**Brian McNoldy**

**1. CALL TO ORDER**

Meeting called to order by Gary Kuhl

**2. ROLL CALL**

Code Compliance Board:

Gary Kuhl - Present

Janey Anderson - Present

Dale Blanton - Absent

Linda Dillon - Present

Brian McNoldy – Present

Village Employees in Attendance:

Code Officer Elizabeth Pinero, Code Officer Christina Caserta & Village Manager

Krishan Manners

Owners/Representatives in Attendance:

Leonard & Christian (son) Berthin – 11900 NE 6 Ave

**3. ADDITIONS, DELETIONS OR WITHDRAWALS TO ORDER OF BUSINESS**

New Business:

6. b) Correct Address on agenda to "847" NE 119 ST

6. d) Correct Case on agenda to #EEN17-0226

**4. APPROVAL OF MINUTES**

a. Janey Anderson motioned to approve March 12, 2018 minutes

Motion 2<sup>nd</sup> by Linda Dillon.

**All in Favor – Motion Passed**

**5. PREAMBLE**

Code Officers, Residents, & Owners Representatives sworn in by Gary Kuhl

**6. NEW BUSINESS**

a. 11900 NE 6 AVE – Case # EEN18-0330 – Leonard Berthin & Jackeline

Wood Fence installed without a permit

Janey Anderson made a motion to close case once they obtain the permit  
and pay the double fee.

Motion 2<sup>nd</sup> by Linda Dillon.

**All in Favor – Motion Passed**



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- b. 847 NE 119 ST – Case # EEN18-0402 / Melina Deya  
Wood Fence installed without a permit  
Janey Anderson made a motion to Close Case since they obtained the permit and paid the double fee.  
Motion 2<sup>nd</sup> by Brian McNoldy. **All in Favor – Motion Passed**
- c. 845 NE 119 ST – Case # EEN18-0403 / Joseph Zelenke III  
Wood Fence installed without a permit  
Janey Anderson made a motion to Close Case since they obtained the permit and paid the double fee.  
Motion 2<sup>nd</sup> by Linda Dillon. **All in Favor – Motion Passed**
- d. 1244 NE 119 ST – Case # EEN17-0226 / Gabriela Alejandra Ortega  
Exterior Paint exhibits Fading/Discoloration/Peeling  
Janey Anderson made a motion to fine \$25.00 and to comply by May 28, 2018 or a daily fine of \$10.00 to be assessed beginning May 29, 2018.  
Motion 2<sup>nd</sup> by Brian McNoldy.  
After discussion, Janey Anderson amended the motion to fine \$75.00 and to comply by May 28, 2018 or a daily fine of \$10.00 to be assessed beginning May 29, 2018.  
Motion 2<sup>nd</sup> by Brian McNoldy.  
After Discussion, Janey Anderson and Brian McNoldy rescinded their motion. Janey Anderson made a new motion to fine \$75.00 and to comply by May 28, 2018 or a \$20.00 daily will be assessed beginning May 29, 2018.  
Motion 2<sup>nd</sup> by Linda Dillon. **All in Favor - Motion Passed**
- e. 11905 NE 12 CT – Case # EEN17-0165 / Nicole Jean Jacques  
Abandoned Vehicle  
Janey Anderson made a motion to fine \$100.00 and to close case.  
Motion 2<sup>nd</sup> by Gary Kuhl. **All in Favor – Motion Passed**
- f. 11171 NE 9 AVE – Case # EEN17-1093 / Roger Bay LLC  
Awnings require cleaning.  
Brian McNoldy made a motion to fine \$25.00 and to comply by April 23, 2018 or to assess a \$5.00 daily fine beginning April 24, 2018.  
Motion 2<sup>nd</sup> by Janey Anderson. **All in Favor – Motion Passed**
- g. 11171 NE 9 AVE – Case # EEN18-0002 / Roger Bay LLC  
Landlord/Tenant Permit Expired  
Janey Anderson made a motion to fine \$25.00 and to comply by April 23, 2018 or to assess a \$10.00 daily fine beginning April 24, 2018.  
Motion 2<sup>nd</sup> by Gary Kuhl **3/1 (L. Dillon against) – Motion Passed**



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- h. 11650-52 NE 11 PL – Case # EEN17-0989 / Morris Yomtav  
Property Maintenance: Unsightly items stored on porch & yard  
Village Manager conveyed to the board that he spoke with Mr. Yomtav via phone and Mr. Yomtav advised him he is in Rehab for his knee and was requesting more time to resolve the violation.  
Janey Anderson made a motion to fine \$25.00 and if not in compliance by May 28, 2018, then to assess a \$20.00 daily fine starting the 29<sup>th</sup>.  
Motion 2<sup>nd</sup> by Gary Kuhl.  
After discussion, Janey Anderson amended motion to fine \$25.00 and if not in compliance by May 7, 2018 then to assess a daily fine of \$20.00 beginning May 8, 2019.  
Motion 2<sup>nd</sup> by Gary Kuhl **All in Favor - Motion Passed**
- i. 11650-52 NE 11 PL – Case # EEN17-0990 / Morris Yomtav  
Property Maintenance: Fallen Large Tree Limbs  
Village Manager conveyed to the board that he spoke with Mr. Yomtav via phone and Mr. Yomtav advised him he is in Rehab for his knee and was requesting more time to resolve the violation.  
Janey Anderson made a motion to fine \$75.00 and if not in compliance by April 23, 2018 then to assess a \$20.00 daily fine beginning on April 24, 2018.  
Motion 2<sup>nd</sup> by Gary Kuhl.  
After discussion, Janey Anderson amended motion to fine \$150.00 and if not in compliance by April 23, 2018 then to assess a \$30.00 daily fine beginning on April 24, 2018.  
Motion 2<sup>nd</sup> by Gary Kuhl. **All in Favor - Motion Passed**
- j. 11650-52 NE 11 PL – Case # EEN17-1120 / Morris Yomtav  
Watercraft: Boat not obscured from public view.  
Village Manager conveyed to the board that he spoke with Mr. Yomtav via phone and Mr. Yomtav advised him he is in Rehab for his knee and was requesting more time to resolve the violation.  
Motion made by Gary Kuhl to fine \$100.00 and if not in compliance by May 7, 2018, then to assess a \$25.00 daily fine beginning May 8, 2018.  
Motion 2<sup>nd</sup> by Janey Anderson. **All in Favor - Motion Passed**
- k. 11650-52 NE 11 PL – Case # EEN18-0226 / Morris Yomtav  
Inoperable Black SUV parked in front yard.  
Gary Kuhl made a motion to fine \$50.00 and if not in compliance by May 7, 2018 then to assess a \$25.00 daily fine beginning May 8, 2018.  
Motion 2<sup>nd</sup> by Janey Anderson.  
After discussion, Gary Kuhl & Janey Anderson rescinded their motion. Gary Kuhl made a new motion to fine \$75.00 and if not in compliance by May 7, 2018 then to assess a \$25.00 daily fine beginning on May 8, 2018 and needs to properly locate the vehicle on swale or driveway or remove it.  
Motion 2<sup>nd</sup> by Janey Anderson. **All in Favor – Motion Passed**



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**7. OLD BUSINESS**

None

**8. GENERAL DISCUSSION:**

a. Drop Box now in place for sending cases to the Board.

b. Board requested Village Manager to ask Commission to appoint alternate code board members.

c. Double fees explained on work without permit (\$100.00 plus double permit fee as per master fee schedule).

d. Janey made a motion to excuse Dale Blanton from the meeting.

Motion 2<sup>nd</sup> by Gary Kuhl.

**All in Favor – Motion Passed**

**9. ANNOUNCEMENTS / SCHEDULE OF NEXT HEARING**

The next meeting of the Code Compliance Board is Tuesday, May 22, 2018

**10. ADJOURNMENT**

Janey Anderson made a motion to adjourn the meeting at 8:29 p.m.

Motion 2<sup>nd</sup> by Gary Kuhl

**All in Favor – Motion Passed**

Minutes Approved on: \_\_\_\_\_

*5.22.18*

Gary Kuhl, Chairman: \_\_\_\_\_

*[Signature]*